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'99 FEB 22 PM 4 01  
OFFICE OF THE  
EXECUTIVE SECRETARY

February 22, 1999

David Waddell, Executive Secretary  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243-0505

**VIA HAND DELIVERY**

Re: Petition of Intermedia Communications, Inc. for arbitration with BellSouth  
Telecommunications-communications, Inc., pursuant to the Telecommunications Act of  
1996; Docket No. 98-00815

Dear Mr. Waddell:

I am enclosing the original and 13 copies of Intermedia's notice of withdrawal of its petition for arbitration in the above-referenced matter.

Sincerely,



H. LaDon Baltimore  
LDB/dcg  
Enclosures

REC'D TN  
REGULATORY AUTH.  
**BEFORE THE TENNESSEE REGULATORY AUTHORITY  
NASHVILLE, TENNESSEE**

**In re:**

**Petition by Intermedia  
Communications Inc. for  
Arbitration with BellSouth  
Telecommunications Inc., pursuant  
to the Telecommunications Act of  
1996**

) '99 FEB 22 PM 4 01

) OFFICE OF THE  
) EXECUTIVE SECRETARY

) **Docket No. 98-00815**

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**INTERMEDIA COMMUNICATIONS INC.'S  
NOTICE OF WITHDRAWAL OF PETITION FOR ARBITRATION**

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**COMES NOW INTERMEDIA COMMUNICATIONS INC.** ("Intermedia"), through its undersigned counsel, and withdraws its Petition for Arbitration, stating as grounds the following:

1. On November 19, 1998, Intermedia filed a Petition for Arbitration with the Authority under Section 252 of the federal Telecommunications Act of 1996, 47 U.S.C. § 252, seeking arbitration of certain unresolved issues relating to its replacement interconnection agreement with BellSouth Telecommunications, Inc. ("BellSouth").
2. On February 16, 1999, Intermedia and BellSouth (the "Parties") entered into an Agreement settling arbitration proceedings in the states of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, South Carolina, and Tennessee, and extending the settlement to cover North Carolina.
3. The Agreement is embodied in an Amendment to the Parties' Interconnection Agreement dated July 1, 1996, as amended on February 24, 1997, and June 3, 1998, respectively.<sup>1</sup>

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<sup>1</sup> A Petition for approval of the Amendment has been filed with the Authority as of February 19, 1999.

4. The Agreement provides, *inter alia*, for the extension of the Parties' Interconnection Agreement described above from July 1, 1996, to December 31, 1999, in exchange for Intermedia's withdrawal of its arbitration petitions in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, South Carolina, and Tennessee.

5. In light of this Agreement, the Parties believe that there is no longer a need for arbitration at this time.

**WHEREFORE**, Intermedia Communications respectfully withdraws, without prejudice, its Petition for Arbitration currently before the Authority.

Respectfully submitted,

**INTERMEDIA COMMUNICATIONS, INC.**

By: \_\_\_\_\_

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Dated: February 19, 1999

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 22nd day of February, 1999, a true and accurate copy of the foregoing **Notice of Withdrawal of Petition For Arbitration** was served by hand delivery, overnight delivery or U. S. Mail, first class postage prepaid, to the following:

Guy Hicks, Esq.  
BellSouth Telecommunications, Inc.  
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